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AUG 11 2004



Kolisch Hartwell

A Professional Corporation

INTELLECTUAL PROPERTY ATTORNEYS

Kolisch Hartwell, P.C.
520 S.W. Yamhill Street, Suite 200
Portland, Oregon 97204
Telephone: (503) 224-6655
Facsimile: (503) 295-6679

260 Sheridan Avenue, Suite 200
Palo Alto, California 94306-2009
Telephone: (650) 325-8673
Facsimile: (650) 325-5076
e-mail: info@khpatent.com

FACSIMILE TRANSMISSION SHEET

DATE: August 11, 2004
TIME: 3:40 PM
OPERATOR: Christie Doolittle

PLEASE DELIVER TO EXAMINER ASAP

TO: Examiner R. Joynes
Group Art Unit 1615
Commissioner for Patents

FACSIMILE NO: (703) 872-9306

FROM: Walter W. Karnstein

OUR FILE NO: HPCC 3D2

RE: U.S. Patent Application Serial No. 10/028,450

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HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P. O. Box 272400
Fort Collins, Colorado 80527-2400

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PATENT APPLICATION

ATTORNEY DOCKET NO. 10010463-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Brian Craig Lee et al.

Confirmation No.: 2047

Application No.: 10/028,450

Examiner: R. Joynes

Filing Date: Oct. 24, 2001

Group Art Unit: 1615

Title: A METHOD AND DOSAGE FORM FOR DISPENSING A BIOACTIVE SUBSTANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, Jun. 3, 2004, rejecting the following claims 1-8, 10-20, 23, 24, 27, 54, 73-85. The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$330.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

() (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

() one month	\$110.00
() two months	\$420.00
() three months	\$950.00
() four months	\$1480.00

() The extension fee has already been filed in this application.

(X) (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$330.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

() I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450. Date of Deposit: _____

OR

(X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (703) 872-9308 on Aug. 11, 2004

Number of pages: 3

Typed Name: Christie A. Doolittle

Signature: 

Respectfully submitted,

Brian Craig Lee et al.

By 

Walter W. Karnstein

Attorney/Agent for Applicant(s)

Reg. No. 35,565

Date: Aug. 11, 2004

Telephone No.: (503) 224-8855

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
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